

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named
Inventor : Michael W. Pfeiffer

Appln. No.: 10/790,315

Filed : March 1, 2004

For : APPARATUS FOR WORKPIECE
ASSEMBLY

Docket No.: S104.12-0067

Group Art Unit: 3726

Examiner: Jermie E. Cozart

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop Issue Fee

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

ELECTRONICALLY FILED

February 26, 2009

This paper is filed in response to the Examiner's Statement of Reasons for Allowance included in the Notice of Allowance/Notice of Allowability mailed December 16, 2008.

REMARKS

The Applicant gratefully acknowledges allowance of the case by the Examiner, but affirmatively denies any acquiescence to the Statement(s) of Reasons for Allowance. The Applicant respectfully submits that the allowed claims meet the requirements of patentability over the art of record, and it is on this basis that the patent grant is proper.

The Applicant traverses any view that the patentability of the claims was required by any particular feature, or by all of the features, set forth in the allowed claims. Thus, the statements and characterizations by the Examiner with regard to the reasons for allowance are expressly denied and will have no preclusive effect on the construction and scope of the claims.

The Direct is authorized to charge any fee deficiency required by this paper to Deposit Account No. 23-1123.

Respectfully submitted,
WESTMAN, CHAMPLIN & KELLY, P.A.

By: /Deirdre Megley Kvale/

Deirdre Megley Kvale, Reg. No. 35,612

900 Second Avenue South, Suite 1400

Minneapolis, Minnesota 55402-3319

Phone: (612) 334-3222 Fax: (612) 334-3312

DMK:rev